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APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/766,806	(01/30/2004	Takao Saito	115556	115556 3118	
25944	7590	07/26/2006		EXAM	INER	
OLIFF & B	ERRIDG	E, PLC		CHEN, BRET P		
P.O. BOX 19		2222		ART UNIT	PAPER NUMBER	
ALEXANDR	IA, VA	22320		1762	TALERNOMBER	

DATE MAILED: 07/26/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

	Application No.	Applicant(s)		t
10/766,806		SAITO ET AL.		
	Examiner	Art Unit		_
	B. Chen	1762		

—The MALINIO DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 10_Mby 2006 FALS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, within places the application in condition for allowence; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CPR 41.31; or (3) if the application in condition of allowence; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CPR 41.31; or (3) if the application in condition of the following time periods: 1. ☑ The periods: 1. ☑ The period for reply expires 4 months from the mailing date of the final rejection. 1. ☑ The period for reply expires 5 months from the mailing date of the final rejection. 1. ☑ The period for reply expires 5 months from the mailing date of the final rejection. 1. ☑ The period for reply expires 5 months from the mailing date of the final rejection. 1. ☑ The period for reply expires 5 months from the mailing date of the final rejection. 1. ☑ The period for reply expires 5 months from the mailing date of the final rejection. 1. ☑ The Notice of Appeal was 7 cPR 1.13(6). The date on which the petition under 37 cPR 1.13(6) and the appropriate extension fee harders beneficial for the date for purposes of determining the period of determinion and the corresponding amount of the fee. The appropriate extension fee handers of the date for purposes of determining the period of determinion and the corresponding number of the feet the final rejection, even if timely filed after the final reject		B. Chen	1762					
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this application, applicant must timely file one of the following repiles: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal feet) in compliance, with 37 CFR 1.13 (; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: a) The period for reply expires on: (1) the mailing date of the final rejection, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire stater than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 11 is checked, check either box (a) or (b), ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee was been filed in the period of extension and the corresponding amount of the fee. The appropriate extension feet may reduce any examed patent term adjustment. See 37 CFR 1.73(e) and the appropriate extension feet may reduce any examed patent term adjustment. See 37 CFR 1.74(f) and the appropriate extension feet may reduce any examed patent term adjustment. See 37 CFR 1.74(f) and the appropriate extension feet grant reduce any examed patent term adjustments. See 37 CFR 1.74(f) and the appropriate extension feet filing the Notice of Appeal as feet of the final rejection, even if timely filed and filed the filed of the filed filed and filed the filed filed and filed the filed filed and filed filed filed filed filed filed								
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Claim(s) objected to: <u>none</u> . Claim(s) objected to: <u>none</u> . Claim(s) rejected: <u>1-4 and 9</u> . Claim(s) withdrawn from consideration: <u>5-8</u> . AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).	how the new or amended claims would be rejected is pro		II be entered and an e	explanation of				
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BRET CHEN		(PTO/SB/08 or PTO-1449) Paper N	No(s)	~				
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PRIMARY EXAMINER

Continuation of 3. NOTE: The limitation of a substantially tubular structure, inner wall surface, and a DC bias voltage raises new issues which would require further search and/or consideration.